

# UNITED STATES

Rec'd PCT/ATC 2002

<b>UTILITY PATENT APPLICATION</b> <b>DECLARATION AND POWER OF ATTORNEY – ORIGINAL APPLICATION</b>	<b>ATTORNEY'S DOCKET NO.</b> 206,588
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As a below named inventor, I hereby declare that:  
 My residence, post office address and citizenship are as stated below next to my name:  
 I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the invention entitled

(1) TITLE OF INVENTION **(1) BAG3 NUCLEOTIDE AND PROTEIN SEQUENCES TO BE USED IN RESEARCH, DIAGNOSTICS AND THERAPY FOR CELL DEATH-INVOLVING DISEASES, AND FOR MODULATION OF CELL SURVIVAL AND/OR DEATH**

the specification of which

(2) CHECK APPROPRIATE BOX

(2) ☐ is attached hereto.  
☒ was filed on December 30, 2002 as Application No. PCT/EP02/14802

and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.  
 I acknowledge my duty to disclose information of which I am aware which is material to the patentability of this application under 37 CFR 1.56(a): the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application; and as to applications for patents or inventor's certificate on the invention filed in any country foreign to the United States prior to this application by me or my legal representatives or assigns.

(3) CHECK APPROPRIATE BOX

(3) ☐ no such applications have been filed, or  
☒ such application(s) have been filed as follows:

(4) COMPLETE DATA INDICATED IF APPLICABLE

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS PRIOR TO THIS APPLICATION				
Country	Application Number	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed Under 35 USC 119
(4) EPO	018 308 34.6	28.12.01		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
				<input type="checkbox"/> Yes <input type="checkbox"/> No
				<input type="checkbox"/> Yes <input type="checkbox"/> No
ALL FOREIGN APPLICATIONS, IF ANY, FILED MORE THAN 12 MONTHS PRIOR TO THIS APPLICATION				
(4)				

I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112. I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

(5) COMPLETE DATA INDICATED IF APPLICABLE

(5) \_\_\_\_\_  
 (Application Serial No.) (Filing date) (Status: patented, pending, abandoned)  
 (5) \_\_\_\_\_  
 (Application Serial No.) (Filing date) (Status: patented, pending, abandoned)

Power of Attorney: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Jeffrey A. Schwab, Registration Number 24,490  
Thomas E. Spath, Registration Number 25,928  
Jay S. Cinamon, Registration Number 24,156  
Joseph J. Catanzaro, Registration Number 25,837

Abigail F. Cousins, Registration Number 29,292  
Anthony Coppola, Registration Number 41,493  
Alan D. Gilliland, Registration Number 26,549  
Anthony J. Natoli, Registration Number 36,223

Send correspondence to:  
ABELMAN, FRAYNE & SCHWAB  
150 East 42<sup>nd</sup> Street  
New York, New York 10017-5612

Direct telephone calls to:  
Jeffrey A. Schwab, Thomas E. Spath,  
Jay S. Cinamon, Joseph J. Catanzaro,  
Abigail F. Cousins, Alan D. Gilliland,  
Anthony Coppola or Anthony J. Natoli  
at (212) 949- 9022

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(6) DETAILS  
REQUIRED  
FOR EACH  
INVENTOR

Full Name of Sole or First Inventor Arturo LEONE	Inventor's Signature	Date
Residence Via Domenico Fontana 134/4, I-80128 Napoli, ITALY		Citizenship Italian
Post Office Address Same as above		
Full Name of Second Joint Inventor, If Any Maria Caterina TURCO	Inventor's Signature	Date
Residence Via Errico 37, I-83100 Avellino, ITALY		Citizenship Italian
Post Office Address Same as above		
Full Name of Third Inventor, If Any	Inventor's Signature	Date
Residence		Citizenship
Post Office Address		
Full Name of Fourth Joint Inventor, If Any	Inventor's Signature	Date
Residence		Citizenship
Post Office Address		
Full Name of Fifth Joint Inventor, If Any	Inventor's Signature	Date
Residence		Citizenship
Post Office Address		
Full Name of Sixth Joint Inventor, If Any	Inventor's Signature	Date
Residence		Citizenship
Post Office Address		

ABELMAN, FRAYNE & SCHWAB

150 East 42<sup>nd</sup> Street, New York, New York 10017-5612

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Sheet No. 4

**Box No. VIII (iv) DECLARATION: INVENTORSHIP** (only for the purposes of the designation of the United States of America)  
The declaration must conform to the following standardized wording provided for in Section 214; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (iv). If this Box is not used, this sheet should not be included in the request.

**Declaration of Inventorship (Rules 4.17(iv) and 51bis.1(a)(iv))  
for the purposes of the designation of the United States of America:**

I hereby declare that I believe I am the original, first and sole (if only one inventor is listed below) or joint (if more than one inventor is listed below) inventor of the subject matter which is claimed and for which a patent is sought.

This declaration is directed to the international application of which it forms a part (if filing declaration with application).

This declaration is directed to international application No. PCT/..... (if furnishing declaration pursuant to Rule 26ter).

I hereby declare that my residence, mailing address, and citizenship are as stated next to my name.

I hereby state that I have reviewed and understand the contents of the above-identified international application, including the claims of said application. I have identified in the request of said application, in compliance with PCT Rule 4.10, any claim to foreign priority, and I have identified below, under the heading "Prior Applications," by application number, country or Member of the World Trade Organization, day, month and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which foreign priority is claimed.

Prior Applications: .. EP 01830834.6 of 28 December 2001 .....

I hereby acknowledge the duty to disclose information that is known by me to be material to patentability as defined by 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the PCT international filing date of the continuation-in-part application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name: .. Arturo LEONE .....

Residence: NAPOLI - ITALY .....

(city and either US state, if applicable, or country)

Mailing Address: Via Domenico Fontana 134/4 - 80128 NAPOLI - ITALY .....

Citizenship: Italian .....

Inventor's Signature: .....  
(if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)

Date: ..... 12-18-2002 .....  
(of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)

Name: .. Maria Caterina TURCO .....

Residence: AVELLINO - ITALY .....

(city and either US state, if applicable, or country)

Mailing Address: Via Errico 37 - 83100 AVELLINO - ITALY .....

Citizenship: ITALIAN .....

Inventor's Signature: ..... Maria Caterina Turco .....  
(if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)

Date: ..... 12-18-2002 .....  
(of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)

☐ This declaration is continued on the following sheet, "Continuation of Box No. VIII (iv)".